

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

P.O. Box 690, Jefferson City, Mo. 65102-0690

In the Matter of:)	
)	AHC Case No. 08-0612 DI
)	DIFP Case No. 070924365C
KEVIN W. LOUDERBACK)	
)	
and)	
)	
PREMIER FINANCIAL SERVICES)	

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF DISCIPLINE

John M. Huff, Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration, hereby makes the following Findings of Fact, Conclusions of Law, and Order.

Findings of Fact

- 1. John M. Huff is the duly appointed Director ("Director") of the Missouri Department of Insurance, Financial Institutions and Professional Registration ("Department") whose duties, pursuant to Chapters 374 and 375, RSMo, include supervision, regulation and discipline of insurance producers.
 - 2. The Department issued Kevin W. Louderback ("Louderback") an insurance

producer license on December 1, 2004, which was subsequently renewed until it expired on December 1, 2008.

- 3. The Department issued Premier Financial Services ("Premier") a business entity insurance producer license on December 30, 2004, which was subsequently renewed until it expired on December 30, 2008.
- 4. The Director filed his Complaint with the Administrative Hearing Commission on August 10, 2007 seeking a finding that sufficient cause existed for disciplining Louderback's insurance producer license and Premier's business entity insurance producer license. An Amended Complaint was filed with the Administrative Hearing Commission on February 17, 2009.
- 5. On March 30, 2009, a hearing was held on the Director's Amended Complaint before the Administrative Hearing Commission. Neither Louderback nor Premier was present for the hearing.
- 6. On May 22, 2009, the Administrative Hearing Commission issued its Decision, finding cause to discipline the insurance producer license of Louderback pursuant to §§ 374.210.2, 375.141.1(1), 375.141.1(2), 375.141.1(3), and 375.141.1(6), RSMo (Supp. 2008) and cause to discipline the business entity insurance producer license of Premier pursuant to §§ 375.141.1(1), 375.141.1(3), and 375.141.3, RSMo (Supp. 2008). The Administrative Hearing Commission certified the record of its proceeding to the Director pursuant to § 621.110, RSMo (2000).
- 7. Thereafter, the Director mailed by certified mail to Louderback and Premier a notice of disciplinary hearing to be held at 9:30 a.m. on August 18, 2009, in the offices of the Director, 301 West High Street, Room 530, Jefferson City, Missouri.

- 8. The disciplinary hearing was held at 9:30 a.m. on August 18, 2009, in the offices of the Director, 301 West High Street, Room 530, Jefferson City, Missouri. Neither Louderback nor Premier appeared at the disciplinary hearing. At the hearing, counsel for the Department presented the decision, record and order of the Administrative Hearing Commission and recommended to the Hearing Officer that Louderback's insurance producer license be revoked and that Premier's business entity insurance producer license be revoked.
- 9. The Director hereby adopts and incorporates the May 22, 2009, Decision of the Administrative Hearing Commission referenced herein and does hereby find in accordance with the same.

Conclusions of Law

- 10. Pursuant to §§ 375.141 and 621.110, RSMo (2000), the Director has the discretion to discipline Louderback's insurance producer license and Premier's business entity insurance producer license, including the discretion to revoke such license.
- 11. Based on the nature and severity of the aforementioned conduct, sufficient grounds exist for revoking the insurance producer license of Louderback pursuant to §§ 374.210.2, 375.141.1(1), 375.141.1(2), 375.141.1(3), and 375.141.1(6), RSMo (Supp. 2008).
- Based on the nature and severity of the aforementioned conduct, sufficient grounds exist for revoking the business entity insurance producer license of Premier pursuant to §§ 375.141.1(1), 375.141.1(3), and 375.141.3, RSMo (Supp. 2008).

ORDER

Based on the evidence presented and the recommendation of the Department to revoke, the insurance producer license of Kevin W. Louderback and the business entity insurance producer license of Premier Financial Services are hereby revoked. So recommended by the Hearing Officer this 19th day of August 2009.

And Heitmann, Hearing Officer

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 25 DAY OF ALLUST . 2009.

TAXINGS DAY

John M. Huff, Director

Missouri Department of Insurance, Financial Institutions & Professional Registration